

AO 240 (Rev. 9/96)

UNITED STATES DISTRICT COURT

for the

District of

Massachusetts 52

ATTACHMENT 5

SANDY J. BATTISTA,

Plaintiff

V.

APPLICATION TO PROCEED
WITHOUT PREPAYMENT OF
FEES AND AFFIDAVIT

KATHLEEN M. DENNEHY, Commissioner, et al.

Defendant

CASE NUMBER:

05-11456-1

I, Sandy J. Battista

declare that I am the (check appropriate box)

☒ petitioner/plaintiff/movant☐ other

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 USC §1915 I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.

In support of this application, I answer the following questions under penalty of perjury:

1. Are you currently ~~incarcerated~~ ☒ Yes ☐ No (If "No," go to Part 2)

If "Yes," state the place of your ~~incarceration~~ ^{civility committed?} Mass. Treatment Center

Are you employed at the institution? No Commitment: Do you receive any payment from the _____

Attach a ledger sheet from the institution(s) of your incarceration showing at least the past six months' transactions.

2. Are you currently employed? ☐ Yes ☒ No
- a. If the answer is "Yes," state the amount of your take-home salary or wages and pay period and give the name and address of your employer.
- b. If the answer is "No," state the date of your last employment, the amount of your take-home salary or wages and pay period and the name and address of your last employer.
3. In the past 12 twelve months have you received any money from any of the following sources?
- | | | |
|---|------------------------------|--|
| a. Business, profession or other self-employment | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| b. Rent payments, interest or dividends | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| c. Pensions, annuities or life insurance payments | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| d. Disability or workers compensation payments | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| e. Gifts or inheritances | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| f. Any other sources | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

If the answer to any of the above is "Yes," describe, on the following page, each source of money and state the amount received and what you expect you will continue to receive.

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4. Do you have **any** cash or checking or savings accounts? ☒ Yes ☐ No

If "Yes," state the total amount. See attached six month institutional computer print-out.

5. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or any other thing of value? ☐ Yes ☒ No

If "Yes," describe the property and state its value.


6. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute to their support.

N/A

I declare under penalty of perjury that the above information is true and correct.

7/6/05

Date



Signature of Applicant

NOTICE TO PRISONER: A Prisoner seeking to proceed IFP shall submit an affidavit stating all assets. In addition, a prisoner must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF CORRECTION

Inmate Transaction Report

Date : 20050630 11:17

Page 1

Commit# : M15930
 Name : BATTISTA, SANDY, J.
 Inst : MASS. TREATMENT CENTER
 Block : C2
 Cell/Bed : 001 /B

MASS. TREATMENT CENTER
 Statement From 20050101
 To 20050630

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
Total Transaction before this Period :						\$9,158.44	\$9,148.04	\$550.81	\$550.81
20050105 23:02	PY - Payroll	3937093		MTCC	~20041219 To 20041225	\$7.00	\$0.00	\$0.00	\$0.00
20050112 09:05	EX - External Disbursement	3964495	97038	MTCC	~FHS	\$0.00	\$5.25	\$0.00	\$0.00
20050112 09:05	MA - Maintenance and Administration	3964496		MTCC	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050112 23:03	PY - Payroll	3970460		MTCC	~20041226 To 20050101	\$7.00	\$0.00	\$0.00	\$0.00
20050113 17:06	IS - Interest	3983964		MTCC		\$0.07	\$0.00	\$0.00	\$0.00
20050119 23:03	PY - Payroll	4014539		MTCC	~20050102 To 20050108	\$7.00	\$0.00	\$0.00	\$0.00
20050120 22:30	CN - Canteen	4023284		MTCC	~Canteen Date : 20050120	\$0.00	\$16.43	\$0.00	\$0.00
20050126 23:02	PY - Payroll	4043707		MTCC	~20050109 To 20050115	\$7.00	\$0.00	\$0.00	\$0.00
20050128 22:30	CN - Canteen	4056778		MTCC	~Canteen Date : 20050128	\$0.00	\$1.82	\$0.00	\$0.00
20050202 23:03	PY - Payroll	4076668		MTCC	~20050116 To 20050122	\$7.00	\$0.00	\$0.00	\$0.00
20050209 16:46	IS - Interest	4113028		MTCC		\$0.04	\$0.00	\$0.00	\$0.00
20050209 23:01	PY - Payroll	4126838		MTCC	~20050123 To 20050129	\$7.00	\$0.00	\$0.00	\$0.00
20050210 22:30	CN - Canteen	4136074		MTCC	~Canteen Date : 20050210	\$0.00	\$17.68	\$0.00	\$0.00
20050216 23:03	PY - Payroll	4159486		MTCC	~20050130 To 20050205	\$4.00	\$0.00	\$0.00	\$0.00
20050217 22:30	CN - Canteen	4169340		MTCC	~Canteen Date : 20050217	\$0.00	\$13.04	\$0.00	\$0.00
20050222 09:42	CI - Transfer from Club to Inmate A/c	4177091		MTCC	~PROPERTY CREDIT FOR RETURNED FOOTWEAR--M15930 BATTISTA,SANDY J PERSONAL--KCN WASH ACCOUNT--ZS	\$48.95	\$0.00	\$0.00	\$0.00
20050309 09:58	EX - External Disbursement	4249257	98311	MTCC	~FHS	\$0.00	\$5.50	\$0.00	\$0.00
20050309 09:58	MA - Maintenance and Administration	4249258		MTCC	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050310 22:30	CN - Canteen	4263199		MTCC	~Canteen Date : 20050310	\$0.00	\$29.87	\$0.00	\$0.00
20050315 16:53	IS - Interest	4284090		MTCC		\$0.06	\$0.00	\$0.00	\$0.00
20050324 22:30	CN - Canteen	4343048		MTCC	~Canteen Date : 20050324	\$0.00	\$8.29	\$0.00	\$0.00
20050331 22:30	CN - Canteen	4373404		MTCC	~Canteen Date : 20050331	\$0.00	\$3.01	\$0.00	\$0.00
20050404 14:39	IC - Transfer from Inmate to Club A/c	4386303		MTCC	~PHOTO - Z13--PHOTO - Z13	\$0.00	\$2.25	\$0.00	\$0.00
20050408 16:48	IS - Interest	4424017		MTCC		\$0.07	\$0.00	\$0.00	\$0.00
20050502 09:32	MI - Mail	4531732		STH	~N SWEENEY	\$40.00	\$0.00	\$0.00	\$0.00
20050502 09:32	MA - Maintenance and Administration	4531734		STH	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050502 09:32	TI - Transfer from Institution	4531736		STH	~Associate Receipt Number is 4531732	\$0.00	\$39.00	\$0.00	\$0.00
20050502 09:32	TI - Transfer from Institution	4531737		MTCC	~Associate Receipt Number is 4531732	\$39.00	\$0.00	\$0.00	\$0.00

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF CORRECTION

Inmate Transaction Report

Date : 20050630 11:17

Page 2

Commit# : M15930 MASS. TREATMENT CENTER

Name : BATTISTA, SANDY, J. Statement From 20050101

Inst : MASS. TREATMENT CENTER To 20050630

Block : C2

Cell/Bed : 001 /B

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
20050501 12:48	IC - Transfer from Inmate to Club A/c	4546915		MTCC	--POSTAGE - Z11--POSTAGE - Z11	\$0.00	\$1.98	\$0.00	\$0.00
20050505 22:30	CN - Canteen	4562921		MTCC	--Canteen Date : 20050505	\$0.00	\$24.19	\$0.00	\$0.00
20050511 16:48	IS - Interest	4590401		MTCC		\$0.00	\$0.00	\$0.00	\$0.00
20050609 16:19	IS - Interest	4752239		MTCC		\$0.05	\$0.00	\$0.00	\$0.00
20050609 22:30	CN - Canteen	4762277		MTCC	--Canteen Date : 20050609	\$0.00	\$10.75	\$0.00	\$0.00
20050616 22:30	CN - Canteen	4797747		MTCC	--Canteen Date : 20050616	\$0.00	\$2.39	\$0.00	\$0.00
						\$174.24	\$184.45	\$0.00	\$0.00
Balance as of ending date :							\$0.19	\$0.00	

Current Balances :

Personal	Savings	Freeze	Loan	Restitution	Sentence
\$0.19	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00